

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

| | | |
|--------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA | : | |
| | : | Criminal Action No. 08-109-SLR |
| Plaintiff, | : | |
| v. | : | |
| | : | |
| ISMAEL LOPEZ-CRUZ, | : | |
| | : | |
| Defendant. | : | |

MOTION FOR A SCHEDULING CONFERENCE

The United States, by and through Colm F. Connolly, United States Attorney for the District of Delaware, and Seth M. Beausang, Assistant United States Attorney for the District of Delaware, hereby moves the Court to set a scheduling conference in the above-captioned case for the reasons set forth below.

1. The Grand Jury returned an Indictment against the Defendant on July 24, 2008.
2. The Defendant had his Arraignment on July 31, 2008.
3. The Defendant has not filed any pre-trial motions, and the deadline to file any such motions passed on August 14, 2008.

WHEREFORE, the United States respectfully asks the Court to set a date for a scheduling conference in order to address the scheduling of trial in this matter. A proposed form of order is attached for the Court's convenience.

Respectfully submitted,

COLM F. CONNOLLY
United States Attorney

By: /s/ Seth M. Beausang
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(302) 573-6277

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| Defendant. | : | |

ORDER

IT IS HEREBY ORDERED this ____ day of _____, 2008, that

1. A scheduling conference in this matter will be held on the ____ day of _____ at _____.m. in Courtroom 6B, J. Caleb Boggs Federal Building, 844 King Street, Wilmington, Delaware;

2. Because the Court finds that a brief continuance in this matter to permit the Court and the parties to meet and confer on the further scheduling of this case outweighs the interest of the defendant and the public in a speedy trial, IT IS FURTHER ORDERED that the time between the date of this Order and the date of the scheduling conference are excluded from computation of the Speedy Trial Act in the interests of justice, 18 U.S.C. § 3161(h)(8)(A).

THE HONORABLE SUE L. ROBINSON
UNITED STATES DISTRICT JUDGE